



12/31/01

UTILITY
PATENT APPLICATION
TRANSMITTAL

only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No

8229-017-27 CIP

First Inventor or Application Identifier

JIM HUNTER

Title

HIGH CONTRAST GRATING LIGHT VALVE

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents

ADDRESS TO:

Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

1. ☒ Fee Transmittal Form (e.g. PTO/SB/17)
(Submit an original and a duplicate for fee processing)
- ☐ Applicant claims small entity status.
2. ☒ Specification Total Pages 18
3. ☒ Drawing(s) (35 U.S.C. 113) Total Sheets 5
4. ☐ Oath or Declaration Total Pages
- a. ☐ Newly executed (original or copy)
- b. ☐ Copy from a prior application (37 C.F.R. §1.63(d))
(for continuation/divisional with box 16 completed)
5. ☐ Incorporation By Reference (usable if box 4B is checked)
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4B, is considered to be part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

ACCOMPANYING DOCUMENTS

6. ☐ Assignment Papers (cover sheet & document(s))
7. ☐ 37 C.F.R. §3.73(b) Statement ☐ Power of Attorney
(when there is an assignee)
8. ☐ English Translation Document (if applicable)
9. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
10. ☐ Preliminary Amendment
11. ☒ White Advance Serial No. Postcard
12. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
13. ☐ Request for Priority
14. ☒ List of Inventors' Names and Addresses
15. ☒ Other: NonPublication Request and Certification
Request For Declaration of Interference

16. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below:

- ☐ Continuation ☐ Divisional ☒ Continuation-in-part (CIP) of prior application no.: 09/802,619 filed March 8, 2001 (pending)
Prior application information: Examiner: Group Art Unit:


17. Amend the specification by inserting before the first line the sentence:

- ☒ This application is a ☐ Continuation ☐ Division ☒ Continuation-in-part (CIP)
 of application Serial No. 09/802,619 Filed on March 8, 2001 (pending)

- ☐ This application claims priority of provisional application Serial No. _____ Filed _____

18. CORRESPONDENCE ADDRESS

Supervisor, Patent Prosecution Services
PIPER MARBURY RUDNICK & WOLFE LLP
1200 Nineteenth Street, N.W.
Washington, D.C. 20036-2412
Telephone No. (202) 861-3900
Facsimile No. (202) 223-2085

Name	Steven B. Kelber	Registration No.		30,073	
Signature		Date	12/31/01	Telephone	202-861-3900
Name		Registration No			

FEE TRANSMITTAL

Docket No.	8229-017-27 CIP
Serial No.	NEW CIP APPLICATION
Filing Date	HEREWITH
Inventor(s)	JIM HUNTER, ET AL.
Group Art Unit	UNASSIGNED
Examiner	UNASSIGNED

TOTAL AMOUNT OF PAYMENT \$870.00

1. ☐ Applicant claims small entity status.
- ☒ Charge any **UNDERPAYMENT** or credit any **OVERPAYMENT** in the indicated fees to Deposit Account No. 50-1442.
- ☐ Charge the indicated fees to Deposit Account No. 50-1442.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
105	130	205	65	Surcharge-late filing fee or oath	130.00

FEE CALCULATION

1. BASIC FILING FEE

127	50	227	25	Surcharge-late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2520	147	2520	Ex parte reexam fee	
115	110	215	55	1-mo ext of time	
116	400	216	200	2-mo ext of time	
117	920	217	460	3-mo ext of time	
118	1440	218	720	4-mo ext of time	
128	1960	228	980	5-mo ext of time	
119	320	219	160	Notice of Appeal	
120	320	220	160	Appeal Brief	

SUBTOTAL (1)

\$740.00

2. EXTRA CLAIM FEES

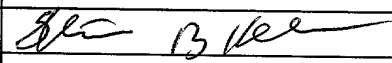
tot. claims		7	-	20*	=	0	x	\$18	=	0	121	280	221	140	Request for Oral Hearing		
ind. claims		2	-	3*	=	0	x	\$84	=	0	142	1280	242	640	Utility/Reissue Issue Fee		
<input type="checkbox"/>	Multiple Dependent Claims						\$280	=			143	460	243	230	Design Issue Fee		
Large Entity		Small Entity		Fee Description							144	620	244	310	Plant Issue Fee		
Fee Code	Fee (\$)	Fee Code	Fee (\$)								122	130	122	130	Petitions to the Commissioner		
103	18	203	9	Claims in excess of 20							126	180	126	180	IDS Submission		
102	84	202	42	Independent claims in excess of 3							581	40	581	40	Assignment		
104	280	204	140	Multiple dependent claim, if not paid							179	740	279	370	For Filing RCE		
109	84	209	42	*Reissue independent claims over original patent							169	900	169	900	Expedited Design		
110	18	210	9	*Reissue claims in excess of 20 and over original patent							OTHER (indicate below)						

SUBTOTAL (2)

\$0.00

* or number previously paid, if greater, For Reissues, see above

SUBTOTAL (3) \$130.00

Name	Steven B. Kelber	Registration No.	30,073
Signature		Date	12/31/01
Name		Telephone	202-861-3900
		Registration No.	

DOCKET NO. 8229-017-27 CIP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: JIM HUNTER, ET AL.

SERIAL NO.: NEW APPLICATION

FILING DATE: HERewith

FOR: HIGH CONTRAST GRATING LIGHT VALVE

**NONPUBLICATION REQUEST
AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)**

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

It is hereby certified that the invention disclosed in the attached application has not been and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at 18 months after filing. It is hereby requested that the attached application not be published under 35 U.S.C. 122(b). Applicant reserves the right to rescind this request pursuant to 35 U.S.C. 122(b)(2)(B)(ii).

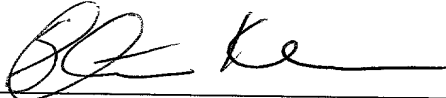
Respectfully submitted,

PIPER MARBURY RUDNICK & WOLFE LLP

12/31/01

Date

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: JIM HUNTER, ET AL.

SERIAL NO.: NEW CIP APPLICATION

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REQUEST FOR DECLARATION OF INTERFERENCE, 37 C.F.R. §1.607 & 608

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

Pursuant to the provisions of the above-captioned Rules, Applicants request a declaration of an interference between the above-captioned patent application and U.S. Patent 6,169,624.

Pursuant to the provisions of Rule 608, Applicants believe they are entitled to a judgment vis-a-vis the '624 patentees, *prima facie*, on the basis of prior invention and correct designation of inventors in the '624 patent, and possibly derivation. Upon indication of otherwise allowable subject matter, Applicants will present papers fully complying with Rule 608.

The provisions of Rule 607 are complied with *seriatim*, as follows:

1. The patent with which an interference is requested is U.S. Patent 6,169,624.
2. Applicants advance as a proposed count Claim 23 of the '624 patent, or Claim 1 of the above-captioned patent application, which are substantially identical.
3. Applicants identify as at least one claim in the patent corresponding to the proposed count, Claim 23.

4. Applicants presented Claims 1-7 herein, each of which is believed to correspond to the proposed count.

5. This provision is not applicable.

6. The conditions of 35 U.S.C. §135(b) are met. The '624 patent issued January 2, 2001. This application was filed less than a year after the issue date of the '624 patent.

In compliance with the provisions of 37 C.F.R. §1.607(c), Applicants advise that Claim 1 of the above-captioned patent application was substantially copied from Claim 23 of the '624 patent.

Respectfully submitted,

PIPER MARBURY RUDNICK & WOLFE LLP



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